IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

CIVIL WRIT No. 5716 of 1993

DEVILAL

V/S

STATE & ORS

Mr. G VAISHNAWA, for the appellant / petitioner

Mr. OP BOOB, A.G.A., for the respondent

Date of Order : 18.1.2007

HON'BLE SHRI N P GUPTA,J.

ORDER

By this petition, the petitioner seeks to challenge Annexure-2, and a restrain against the respondent not to interfere in the peaceful possession of the cabin.

A look at Annexure-2 shows that it is a communication by the Divisional Forest Officer dated 29.9.93 with reference to the order of the Assistant Conservator of Forest, Kumbhalgarh bearing No.1094, dated 17.9.93, and directs the petitioner to remove the possession within three days, failing which the order dated 17.9.93 shall be complied with, with the help of police force, and the petitioner would be arrested and would be prosecuted.

Admittedly, this order dated 17.9.93 has not been produced, nor has been assailed. That having not been assailed, Annexure-2, on its own, cannot be quashed.

Thus, the writ petition has no force, and is dismissed.

(N P GUPTA),J.

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